UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT KNOXVILLE

RICHARD BENJAMIN,)	
Plaintiff,)	
v.)	No. 3:04-cv-00520
LIFE INSURANCE COMPANY OF NORTH)	
AMERICA,)	
Defendant.)	
AGREED ORDER OF DISMISSAL		

It appearing from the signatures of counsel that the parties have compromised and settled all matters in controversy herein, by the terms of which Plaintiff's Complaint and all claims asserted or which could have been asserted therein, including any claims which could have been asserted by the Defendant in a counterclaim, should be fully and finally dismissed with prejudice and upon the merits, it is accordingly

ORDERED, ADJUDGED and DECREED that Plaintiff's Complaint and all claims asserted or which could have been asserted therein, including any claims which could have been asserted by the Defendant in a counterclaim, are fully and finally dismissed with prejudice and upon the merits.

Costs of this action shall be adjudged equally among the parties, and each party shall bear its own discretionary costs and attorneys' fees.

ENTER this Ab day of His , 2005.

Thomas W. Phillips, Judge

AGREED TO AND APPROVED:

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CERTIFICATE OF SERVICE

I hereby certify that on August 24, 2005, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. Mail. Parties may access this filing through the Court's electronic filing system.

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